
HOUSE BILL 1521

State of Washington

60th Legislature

2007 Regular Session

By Representatives Williams, Conway, Simpson, Green, O'Brien, Chase, Moeller, Appleton, Hurst, Blake, Ericks and Hudgins

Read first time 01/22/2007. Referred to Committee on Public Safety & Emergency Preparedness.

1 AN ACT Relating to enforcement officers employed by the liquor
2 control board; amending RCW 9A.36.031; adding a new section to chapter
3 43.101 RCW; and prescribing penalties.

4 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF WASHINGTON:

5 NEW SECTION. **Sec. 1.** A new section is added to chapter 43.101 RCW
6 to read as follows:

7 (1)(a) Except as provided in (b) of this subsection, all liquor and
8 tobacco enforcement officers hired by the liquor control board on or
9 after the effective date of this act shall complete basic law
10 enforcement training that complies with standards adopted by the
11 commission pursuant to RCW 43.101.080 no later than twelve months after
12 being hired.

13 (b) The training requirement in (a) of this subsection does not
14 apply to a person hired by the liquor control board on or after the
15 effective date of this act who completed, prior to the effective date
16 of this act, basic law enforcement training that complies with
17 standards adopted by the commission pursuant to RCW 43.101.080.

18 (c) Liquor and tobacco enforcement officers who were hired prior to

1 the effective date of this act shall have the option to complete the
2 training.

3 (2) The commission shall provide the training required in this
4 section, together with facilities, supplies, materials, and room and
5 board for noncommuting attendees. The liquor control board shall
6 provide its enforcement officers with the opportunity to participate in
7 the training required in this section.

8 **Sec. 2.** RCW 9A.36.031 and 2005 c 458 s 1 are each amended to read
9 as follows:

10 (1) A person is guilty of assault in the third degree if he or she,
11 under circumstances not amounting to assault in the first or second
12 degree:

13 (a) With intent to prevent or resist the execution of any lawful
14 process or mandate of any court officer or the lawful apprehension or
15 detention of himself or another person, assaults another; or

16 (b) Assaults a person employed as a transit operator or driver, the
17 immediate supervisor of a transit operator or driver, a mechanic, or a
18 security officer, by a public or private transit company or a
19 contracted transit service provider, while that person is performing
20 his or her official duties at the time of the assault; or

21 (c) Assaults a school bus driver, the immediate supervisor of a
22 driver, a mechanic, or a security officer, employed by a school
23 district transportation service or a private company under contract for
24 transportation services with a school district, while the person is
25 performing his or her official duties at the time of the assault; or

26 (d) With criminal negligence, causes bodily harm to another person
27 by means of a weapon or other instrument or thing likely to produce
28 bodily harm; or

29 (e) Assaults a fire fighter or other employee of a fire department,
30 county fire marshal's office, county fire prevention bureau, or fire
31 protection district who was performing his or her official duties at
32 the time of the assault; or

33 (f) With criminal negligence, causes bodily harm accompanied by
34 substantial pain that extends for a period sufficient to cause
35 considerable suffering; or

36 (g) Assaults a law enforcement officer or other employee of a law

1 enforcement agency who was performing his or her official duties at the
2 time of the assault; or

3 (h) Assaults a peace officer with a projectile stun gun; or

4 (i) Assaults a nurse, physician, or health care provider who was
5 performing his or her nursing or health care duties at the time of the
6 assault. For purposes of this subsection: "Nurse" means a person
7 licensed under chapter 18.79 RCW; "physician" means a person licensed
8 under chapter 18.57 or 18.71 RCW; and "health care provider" means a
9 person certified under chapter 18.71 or 18.73 RCW who performs
10 emergency medical services or a person regulated under Title 18 RCW and
11 employed by, or contracting with, a hospital licensed under chapter
12 70.41 RCW; or

13 (j) Assaults a liquor or tobacco enforcement officer employed by
14 the liquor control board who was performing his or her official duties
15 at the time of the assault.

16 (2) Assault in the third degree is a class C felony.

--- END ---